

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

UMG RECORDINGS, INC., et al.,)
)
Plaintiffs,)
)
vs.) No. 1:17-cv-00365-DAE-AWA
GRANDE COMMUNICATIONS)
NETWORKS LLC,)
)
Defendant.)
)

**ORDER GRANTING MOTION TO EXCLUDE PROPOSED
EXPERT TESTIMONY OF DR. TERRENCE P. MCGARTY**

Having considered Grande Communications Networks LLC's ("Grande") Motion to Exclude the Proposed Expert Testimony of Dr. Terrence P. McGarty, the Court finds that the Motion should be GRANTED. The Court is of the opinion that Dr. McGarty's proposed expert testimony should be excluded because his opinions are not based upon sufficient facts or data, are not based on reliable application of recognized principles or methods to the facts of the case, and venture outside the areas on which he is entitled to offer expert testimony in view of his qualifications and experience.

So ORDERED this ____ day of _____, 2018.

ANDREW W. AUSTIN
UNITED STATES MAGISTRATE JUDGE